

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Attorney Docket No.: 3275.05US02

HORNE et al.

Confirmation No.: 2735

Application No.: 10/099,597

Examiner: L. Kiliman

Filed: March 15, 2002

Group Art Unit: 1773

For: OPTICAL MATERIALS AND OPTICAL DEVICES

PETITION TO WITHDRAW APPLICATION FROM ISSUE
UNDER 37 C.F.R. § 1.313

Mail Stop 313(c)
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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OFFICE OF PETITIONS

Sir:

This Petition is made to withdraw the subject patent application from issue in accordance with 37 C.F.R. §1.313 and MPEP § 1308. The issue fee was paid by first class U.S. Mail on August 13, 2004.

A Request for Continued Examination is submitted herewith, which satisfies the requirements of 37 C.F.R. §1.313(c)(2). The reason for the request for withdrawal from issue is the receipt of a Taiwanese Office Action. The Taiwanese Office Action cites references that were not before the U.S. Examiner. Applicants believe that the Examiner should have the opportunity to review these references prior to the issuance of the U.S. patent. A Supplemental Information Disclosure Statement is attached with this petition.

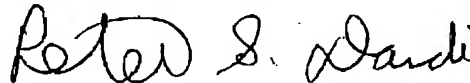
09/10/2004 AKELLEY 00000002 160631 10099597

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Application No. 10/099,597

Please charge Deposit Account No. 16-0631 in the amount of \$130.00 to cover the fee set forth in Section 1.17(h) is enclosed. The Commissioner is authorized to charge Deposit Account No. 16-0631 for any underpayments, or credit any overpayments.

Respectfully submitted,



Peter S. Dardi, Ph.D.
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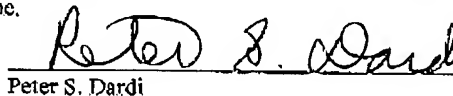
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September 8, 2004

Date


Peter S. Dardi

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FACSIMILE COVER SHEET

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TOTAL NUMBER OF PAGES BEING SENT (INCLUDING COVER SHEET): 37☐ Original documents to follow by mail☒ No originals will be sent

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OFFICE OF PETITIONS

Application No.: 10/099,597
Applicant: Horne et al.
Due Date:

OUR REF.: 3275.05US02

FROM: Peter S. Dardi, Ph.D.
PHONE #: (612) 349-5746

Attached please find the following document for filing in the above-identified patent application:

- 1) Request for Continued Examination (2 pages)
- 2) Supplemental IDS and Substitute for Form 1449 (3 pages)
- 3) Copies of 2 References (11 pages)
- 4) Copy of Taiwanese Office Action (2 pages)
- 5) Petition to Withdraw Application from issue (2 pages)

Sincerely,

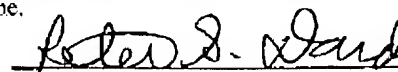


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Peter S. Dardi

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